

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 59th Legislature (2023)

4 HOUSE BILL 1394

By: Bashore of the House

5 and

6 **Weaver** of the Senate

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9 AS INTRODUCED

10 An Act relating to criminal justice statistics;
11 amending 22 O.S. 2021, Section 988.15, which relates
12 to the Oklahoma Community Sentencing Act; modifying
13 name of certain division within the Oklahoma State
14 Bureau of Investigation; amending 74 O.S. 2021,
15 Section 150.17a, which relates to the Criminal
16 Justice Resource Center; modifying name of certain
17 division within the Oklahoma State Bureau of
18 Investigation; and providing an effective date.

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21 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

22 SECTION 1. AMENDATORY 22 O.S. 2021, Section 988.15, is
23 amended to read as follows:

24 Section 988.15 The Community Sentencing Division within the
Department of Corrections shall have the duty to:

1. Administer a statewide community sentencing system pursuant
to the provisions of the Oklahoma Community Sentencing Act and other
provisions of law;

1 2. Establish goals and standards for the statewide community
2 sentencing system and the local community sentencing systems;

3 3. Promulgate rules pursuant to the Administrative Procedures
4 Act for the implementation and operation of the Oklahoma Community
5 Sentencing Act;

6 4. Provide technical assistance and administrative support to
7 each local community sentencing system. The technical assistance
8 shall include, but not be limited to, information on:

- 9 a. corrections system design,
- 10 b. administration,
- 11 c. development, monitoring, and evaluating of programs
12 and services,
- 13 d. program identification and specifications,
- 14 e. offender risk management,
- 15 f. supervision of offenders,
- 16 g. planning and budgeting,
- 17 h. grant applications, and
- 18 i. preparation and submission of documents, data,
19 budgets, and system plans;

20 5. Coordinate and collaborate with other state agencies for
21 services and technical assistance to each local community sentencing
22 system;

23 6. Apply for and accept money and other assets to be utilized
24 for support of a statewide community sentencing system and to

1 allocate and disburse appropriated funds to local community
2 sentencing systems through an appropriate funding method;

3 7. Review, analyze and fund local system plans within budgetary
4 limitations;

5 8. Contract with local service providers and state agencies for
6 services to the local system;

7 9. Identify and solicit other funding sources and resources to
8 support the statewide community sentencing system;

9 10. Request post-audits of state funds;

10 11. Monitor and coordinate local systems;

11 12. Provide performance-based evaluations for all service
12 providers of the statewide system;

13 13. Report annually by January 15 to the Legislature and
14 Governor on the statewide system. The report shall provide an
15 evaluation of the effectiveness of the Oklahoma Community Sentencing
16 Act in terms of public safety, appropriate range of community
17 punishments, cost-effectiveness, performance-based effectiveness in
18 reducing recidivism, utilization by the judiciary, resource
19 allocation, reduced state and local institutional receptions, if
20 any, and statistical data, including, but not limited to, community
21 sentencing participation by county, total number of qualifying and
22 nonqualifying community sentences per month for each local community
23 sentencing system, total number of community sentences ordered per
24 month, program participation and the annual average cost per

1 offender. A copy of the report shall also be submitted to the
2 Oklahoma Statistical Analysis Center, a ~~division of the Office of~~
3 ~~Criminal Justice Statistics~~ unit of the Oklahoma State Bureau of
4 Investigation, which shall publish the annual report on the website
5 of the Bureau; and

6 14. Disseminate information to local administrators and
7 community sentencing systems concerning corrections issues
8 including, but not limited to:

- 9 a. punishment options,
- 10 b. disciplinary sanctions,
- 11 c. resource allocation,
- 12 d. administration,
- 13 e. legal issues,
- 14 f. supervision and risk management,
- 15 g. treatment methodology and services,
- 16 h. education and vocational services,
- 17 i. service and program monitoring and evaluation methods,
- 18 j. grants and funding assistance,
- 19 k. data and record keeping, and
- 20 l. offender characteristics.

21 SECTION 2. AMENDATORY 74 O.S. 2021, Section 150.17a, is
22 amended to read as follows:

23 Section 150.17a A. Effective July 1, 2009, the Criminal
24 Justice Resource Center of the Legislative Service Bureau shall be

1 transferred to the Oklahoma State Bureau of Investigation and the
2 Office of the Attorney General as follows:

3 1. The functions of the Criminal Justice Resource Center
4 relating to administration and research shall be transferred to the
5 Office of Criminal Justice Statistics, which is hereby created
6 within the Information Services Division of the Oklahoma State
7 Bureau of Investigation;

8 2. The functions of the Criminal Justice Resource Center
9 relating to data processing and information technology shall be
10 transferred to the Information Technology Systems Division of the
11 Oklahoma State Bureau of Investigation; and

12 3. The functions of the Criminal Justice Resource Center
13 relating to the Domestic Violence Fatality Review Board shall be
14 transferred to the Office of the Attorney General.

15 All unexpended funds, property, records, personnel and any
16 outstanding financial obligations or encumbrances of the Criminal
17 Justice Resource Center are hereby transferred to the entities
18 specified in this subsection.

19 B. Effective July 1, 2009, the personnel transferred from the
20 Criminal Justice Resource Center to the Oklahoma State Bureau of
21 Investigation and the Office of the Attorney General and persons
22 occupying the position of any such personnel on July 1, 2009, shall
23 become employees of such agencies and shall not be subject to the
24 provisions of the Merit System of Personnel Administration.

1 C. Effective July 1, 2009, any reference in the Oklahoma
2 Statutes to the Criminal Justice Resource Center shall be a
3 reference to the Oklahoma State Bureau of Investigation or the
4 Office of the Attorney General, as appropriate with respect to the
5 content of the reference.

6 D. Upon the effective date of this act, the Office of Criminal
7 Justice Statistics shall be known as the Statistical Analysis Center
8 and shall be a unit of the Oklahoma State Bureau of Investigation.

9 SECTION 3. This act shall become effective November 1, 2023.

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11 COMMITTEE REPORT BY: COMMITTEE ON CRIMINAL JUSTICE AND CORRECTIONS,
12 dated 03/01/2023 - DO PASS, As Coauthored.

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